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RE: U.S. APPLICATION SERIAL NO. 09/923,759

PTO/SB/97 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

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34,414

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RE: U.S. APPLICATION SERIAL NO. 09/923,759

- Transmittal Form
- Supplemental Response to Restriction Requirement
- Petition for Extension of Time (1 mo.) in duplicate

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)


Total Number of Pages in This Submission

Application Number	09/923,759
Filing Date	August 6, 2001
First Named Inventor	David Glen
Art Unit	2673
Examiner Name	Vijay Shankar
Attorney Docket Number	00100.00.1350

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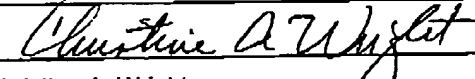
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Vedder, Price, Kaufman & Kammholz, P.C.		
Signature			
Printed name	Christopher J. Reckamp		
Date	4-6-05	Reg. No.	34,414

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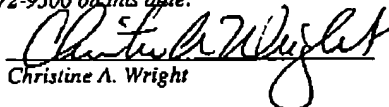
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Typed or printed name	Christine A. Wright	Date	4-6-05

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APR 06 2005

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICEApplicants: David Glen et al.
Serial No.: 09/923,759
Filing Date: 08/06/2001Examiner: Vijay Shankar
Art Unit: 2673
Docket No.: 00100.00.1350Title: **WIRELESS DEVICE METHOD AND APPARATUS WITH DRAWING
COMMAND THROTTLING CONTROL**Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450*Certificate of Facsimile*
I hereby certify that this paper is being sent via facsimile to
Commissioner for Patents, Attention: Examiner Vijay
*Shankar at (703) 872-9306 on this date:*4-6-05
Date
Christine A. Wright**SUPPLEMENTAL RESPONSE TO RESTRICTION REQUIREMENT**

Dear Sir:

In response to the Office Action mailed March 1, 2005, and further to Applicants response dated April 1, 2005, Applicants submit a one month extension of time and respond as follows:

REMARKS

Applicants respectfully traverse and request reconsideration.

The restriction requirement alleges that there are four species that are patentably distinct but does not indicate why this conclusion has been reached. Applicants are unable to determine the basis for the restriction requirement as the restriction requirement appears to be silent as to any reasons given for alleging that there are patentably distinct species. As such, Applicants respectfully request that the restriction requirement be withdrawn.

In addition, the office action does not identify which claims correspond to which alleged species nor how each species is defined as an independent species. As such, Applicants

respectfully request withdrawal of the restriction requirement. (See for example, MPEP § 814 and 809.02 (a)).

In addition, Applicants note that for example, independent claims 1 and 12 both require, for example, a unit that, among other things, transmits or is operative to transmit drawing command throttle data. In addition, claim 17 also requires, among other things, a unit that transmits drawing command throttle data back to a wireless drawing command transmitting unit. Other claims have some similar claim language and as such, Applicants respectfully request that the Examiner reevaluate the claims since it appears that the claims include at least some similar claimed subject matter which will require the same search for all independent claims and as such, a restriction requirement in this instance would be improper.

If the restriction requirement is maintained, Applicants elect the claims associated with Species I for examination and believe that at least all independent claims are shown in FIGs 1a-1b.

Accordingly, Applicants respectfully submit that the claims are in condition for allowance and that a timely Notice of Allowance be issued in this case. The Examiner is invited to contact the below-listed attorney if the Examiner believes that a telephone conference will advance the prosecution of this application.

Respectfully submitted,

Date: 4-6-05

By: 

Christopher J. Reckamp
Registration No. 34,414

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